

JUL 25 2005

U. S. DISTRICT COURT  
W. DIST. OF N. C.

5:05CR 220-V

## **COUNT TWO**

1. On or about July 21, 2005, in Iredell County, within the Western District of North Carolina and elsewhere,

### **KENNETH WAYNE GRAGG**

did knowingly, intentionally and unlawfully possess with intent to distribute, a quantity of methamphetamine, a Schedule II controlled substance, a violation of Title 21, United States Code, Section 841(a)(1).

2. Said offense involved 50 grams or more of methamphetamine, its salts, isomers, and salts of its isomers, also known as "ice."

3. Said offense involved 500 grams or more of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, and salts of its isomers.

4. All in violation of Title 21, United States Code, Section 841(b).

## **COUNT THREE**

On or about July 21, 2005, in Iredell County, within the Western District of North Carolina, and elsewhere,

### **KENNETH WAYNE GRAGG**

having been previously convicted of a crime punishable by imprisonment for a term exceeding one year to wit: defendant was convicted and sentenced to Conspiracy to Possess With Intent to Distribute a Controlled Substance, Cocaine, in Federal Court, Western District of North Carolina, Statesville Division on or about May 28, 1996, did knowingly and unlawfully possess a firearm and ammunition, in and affecting interstate commerce, one or more of the following: a .22 caliber revolver and 9mm ammunition.

## **COUNT FOUR**

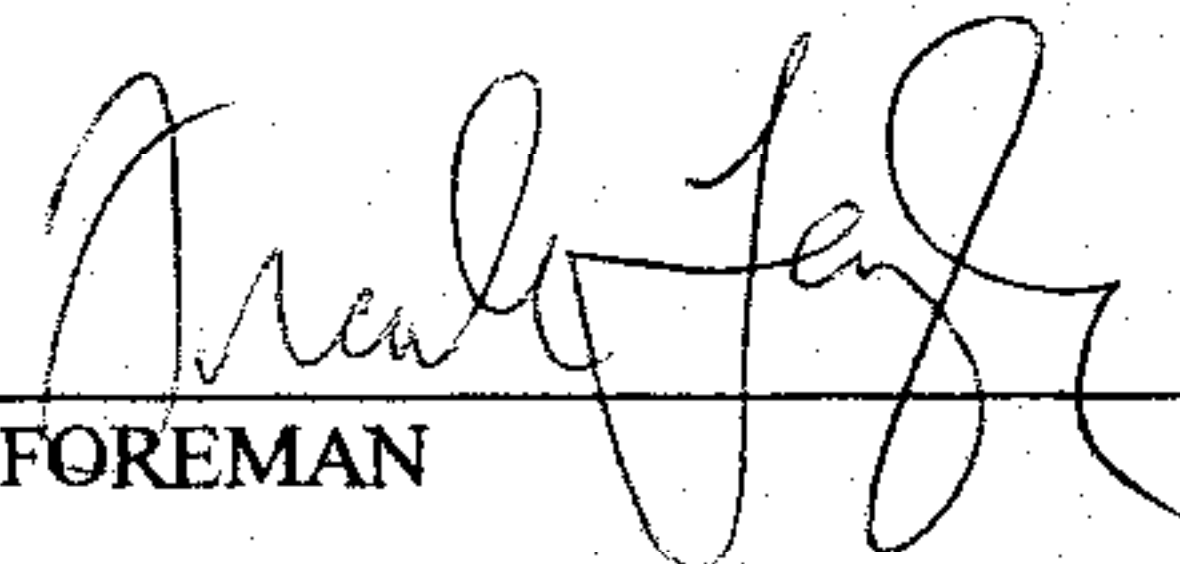
On or about July 21, 2005, in Iredell County, within the Western District of North Carolina, and elsewhere,

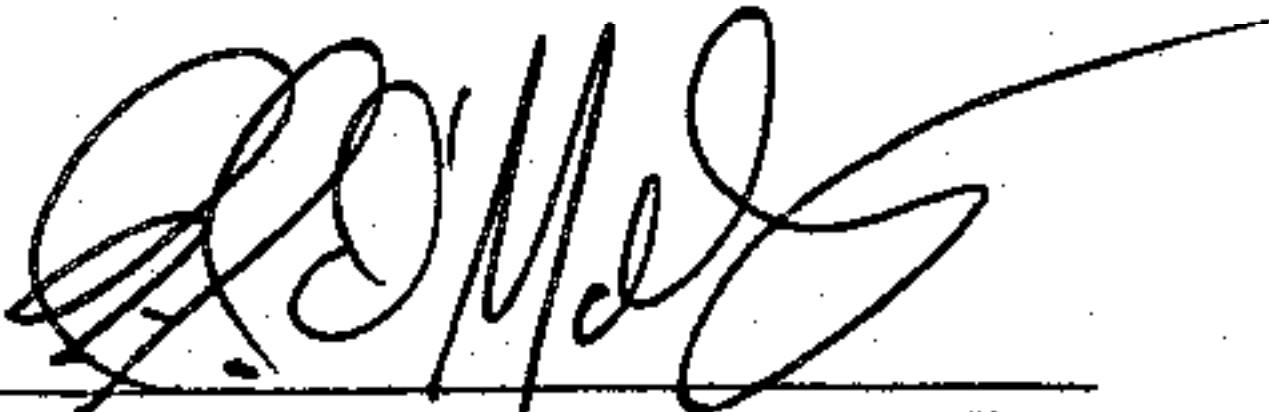
### **KENNETH WAYNE GRAGG**



during and in relation to a drug trafficking crime, that is, Possession With Intent to Distribute Methamphetamine ("ice") and a mixture and substance containing a detectable amount of methamphetamine, as described in Count Two of the Bill of Indictment, for which he may be prosecuted in a Court of the United States, did knowingly and unlawfully use and carry a firearm, and, in furtherance of such drug trafficking crime, did possess said firearm, to wit: a .22 caliber revolver, in violation of Title 18, United States Code, Section 924(c)(1).

A TRUE BILL:

  
FOREMAN

  
for GRETCHEN C. F. SHAPPERT  
UNITED STATES ATTORNEY